

Fred Norton (CA SBN 224725)
fnorton@nortonlaw.com
Nathan Walker (CA SBN 206128)
nwalker@nortonlaw.com
Bree Hann (CA SBN 215695)
bhann@nortonlaw.com
Gil Walton (CA SBN 324133)
gwalton@nortonlaw.com
Celine G. Purcell (CA SBN 305158)
cpurcell@nortonlaw.com
Emily Kirk (CA SBN 348547)
ekirk@nortonlaw.com
THE NORTON LAW FIRM PC
299 Third Street, Suite 200
Oakland, CA 94607
Telephone: (510) 906-4900

Attorneys for Defendant
PATREON, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BRAYDEN STARK, JUDD OOSTYEN,
ISAAC BELENKIY, VALERIE BURTON,
LAURA GOODFIELD, and DENOVIA
MACK, individually and on behalf of all
others similarly situated,

Plaintiffs,

v.

PATREON, INC.,

Defendant.

Case No. 3:22-CV-03131-JCS

**DECLARATION OF CELINE G. PURCELL IN
SUPPORT OF PATREON, INC.'S
ADMINISTRATIVE MOTION TO SEAL
PORTIONS OF PATREON'S RESPONSE TO
SUPPLEMENTAL EVIDENCE OFFERED BY
PLAINTIFFS IN CONNECTION WITH
PATREON'S MOTION FOR SUMMARY
JUDGMENT AND DECLARATIONS IN
SUPPORT THEROF**

1 I, Celine G. Purcell, declare as follows:

2 1. I am an attorney admitted to practice law in California and before this Court. I am an
3 associate at The Norton Law Firm PC and counsel of record for Defendant Patreon, Inc. I submit this
4 declaration in support of Patreon, Inc.'s Administrative Motion to Seal Portions of Patreon's Response
5 To Supplemental Evidence Offered By Plaintiffs In Connection With Patreon's Motion For Summary
6 Judgment and declarations in support thereof. Except where otherwise stated, the statements in this
7 declaration are based on my own personal knowledge and, if called to do so, I could and would testify
8 competently to them.

9 2. A party seeking to seal certain filings must demonstrate that "compelling reasons" exist
10 for the requested sealing. *Kamakana v. City & Cnty. of Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006).
11 Requests for sealing must be narrowly tailored, using redactions instead of wholesale sealing where
12 possible. *See* L.R. 79-5(b).

13 3. Patreon has compelling reasons to seek the sealing of specific, redacted portions of
14 Patreon, Inc.'s Response To Supplemental Evidence Offered By Plaintiffs In Connection With
15 Patreon's Motion For Summary Judgment and declarations in support thereof. Specifically, these
16 documents discuss third party software Ketch. The contract between Ketch and Patreon stated:

17 16.2. Except as otherwise set forth in an Order Form, neither party will
18 make any public statement relating to this Agreement without the prior
19 written approval of the other, except that [Ketch] may include Customer's
name and logo in its marketing, promotional materials, and customer lists.

20 Patreon has not obtained Ketch's approval but is in the process of attempting to do so.

21 4. Accordingly, Patreon moves to seal portions of the following documents:
22
23
24
25
26
27
28

Document	Description	Designating Party
Response	Patreon, Inc.'s Response To Supplemental Evidence Offered By Plaintiffs In Connection With Patreon's Motion For Summary Judgment Page 1, lines 7-12 Page 2, lines 1, 5-6, 7-11, 14, 21, 28 Page 3, line 28 Page 4, lines 16-19, 23-28 Page 5, lines 1-4, 5-12, 14	Patreon, Inc.
Declaration	Declaration of Jason Bilog Page 1, lines 10-11, 14-15 Page 2, lines 5-16	Patreon, Inc.
Declaration	Declaration of Jared Smith Page 1, lines 11, 13-14 Page 2, lines 6-17, 19-26 Page 3, lines 5-10	Patreon, Inc.
Declaration	Declaration of Christopher Eppstein Page 1, lines 11-12 Page 2, lines 5-24 Page 3, lines 1-15, 17-23, 25 Page 4, lines 1-3, 5	Patreon, Inc.

5. Consistent with L.R. 79-5(b), this request is narrowly tailored because it seeks to seal only the confidential and sensitive information at issue, including by using redactions, rather than the sealing of entire documents.

I declare under penalty of perjury and the laws of the United States that the statements in this declaration are true and correct to the best of my knowledge, and that this declaration was executed on March 20, 2024 in San Carlos, California.

/s/ Celine G. Purcell
Celine G. Purcell